

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

_____	)	<b>MDL No. 1456</b>
<b>IN RE PHARMACEUTICAL INDUSTRY</b>	)	<b>Master File No. 01-12257-PBS</b>
<b>AVERAGE WHOLESALE PRICE LITIGATION</b>	)	
_____	)	<b>Judge Patti B. Saris</b>
	)	
<b>THIS DOCUMENT RELATES TO:</b>	)	
<i>State of California, ex rel. Ven-A-Care v.</i>	)	
<i>Abbott Laboratories, et al.</i>	)	
<b>Case Nos. 03-cv-11226-PBS</b>	)	
_____	)	

**NOTICE OF WITHDRAWAL OF APPEARANCE OF**  
**TIMOTHY C. FOOTE**

Pursuant to Local Rule of Civil Procedure 83.5.2(c), please withdraw the appearance of Timothy C. Foote as one of the attorneys for plaintiff STATE OF CALIFORNIA in this action and all related actions. Mr. Foote was previously admitted *pro hac vice* as one of the attorneys for the STATE OF CALIFORNIA.

In support of this notice, the STATE OF CALIFORNIA states that the existing appearances of other attorneys who have entered *pro hac vice* appearances, on behalf of the STATE OF CALIFORNIA, remain in effect and are not affected by the withdrawal of Mr. Foote.

Respectfully submitted,  
EDMUND G. BROWN, JR.  
Attorney General for the State of California

Dated: December 13, 2007.

By: \_\_\_\_\_  
TIMOTHY C. FOOTE  
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**CERTIFICATE OF SERVICE**

I, Timothy C. Foote, hereby certify that on December 13, 2007, I caused a true and correct copy of the foregoing, **NOTICE OF WITHDRAWAL OF APPEARANCE OF TIMOTHY C. FOOTE**, to be served on all counsel of record via electronic service pursuant to Paragraph 11 of Case Management Order No. 2, by sending a copy to LexisNexis File & Serve for posting and notification to all parties.

/s/ Timothy C. Foote  
TIMOTHY C. FOOTE